

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: AUGUST 5, 2009

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: STEPHEN K. HARSIN**☐ **Consent** ☒ **Discussion****SUBJECT:**

Public Hearing to consider the report of expenses to recover costs for abatement of nuisance located at 2111 Stewart Avenue in the amount of \$3,589.50 (General Fund) and assess a maximum of \$46,200 in daily civil penalties. PROPERTY OWNER: MARYAM KAVEH - Ward 3 (Reese)

Fiscal Impact☐**No Impact**☐**Augmentation Required**☒**Budget Funds Available****Amount:** \$3,589.50**Funding Source:** General Fund**Dept./Division:** Neighborhood Services/Response**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired Regency Design & Landscaping, Inc to remove trash, debris, fence, and place landscape rock in front area. To date, there have been ten (10) inspections conducted at this location. The value of the property based on the sale date of May 2009 was \$79,600.

RECOMMENDATION:

That the City Council: Approve the report of expenses to include \$450 invoice for Regency Design & Landscaping, Inc services in addition to other fees assessed for a total of \$3,589.50 and consider assessing a maximum of \$46,200 in daily civil penalties.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Maps
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

Motion made by GARY REESE to Approve an assessment of \$2,589.50

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 1; Excused: 0

RICKI Y. BARLOW, LOIS TARKANIAN, OSCAR B. GOODMAN, GARY REESE, STEVEN D. ROSS, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-STEVE WOLFSON); (Excused-None)

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Minutes:

MAYOR GOODMAN declared the Public Hearing open.

DEVIN SMITH, Manager of Neighborhood Response, read the Purpose/Background and Recommendation sections. He noted that staff has been working with the property owner who has been very responsive and has made a payment of \$1,000 towards the abatement costs.

A videotape was shown, but a copy was not submitted.

FRANCISCO SANCHEZ appeared on behalf of MARYAM KAVEH. He explained that the property had recently been purchased and rehabilitated and the apartments were leased. MR. SMITH explained that MR. SANCHEZ would like to negotiate the abatement costs and only the Council had the authority to do that. COUNCILMAN REESE explained that the City needed to recover the costs of abating the property, but he thanked MR. SANCHEZ for working with the City.

MAYOR GOODMAN declared the Public Hearing closed.

